

Panaji, 29th May, 2014 (Jyaistha 8, 1936)

SERIES II No. 9

# OFFICIAL GAZETTE

## GOVERNMENT OF GOA

PUBLISHED BY AUTHORITY

*Note:- There is one Extraordinary issue to the Official Gazette, Series II No. 8 dated 22-05-2014 namely, Extraordinary dated 23-05-2014 from pages 139 to 140 regarding Notifications from Department of Industries.*

### GOVERNMENT OF GOA

Department of Education, Art &amp; Culture

Directorate of Technical Education

#### Order

No. DTE/CAD/SLFSC/2014/3903

Approval of Government is conveyed to re-constitute State Level Fee Structure Committee under the Chairmanship of Hon'ble Shri Justice A. P. Lavande (Retired), comprising the following members, for period of three years, with effect from 01-01-2014, for the purpose of considering proposals for fixation of the fee structure for AICTE approved, Private, un-aided Technical Institutions in the State of Goa and for professional institutes for which Centralized Admissions are conducted by the State.

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|--|---|-------------------|
| 1. Hon'ble Shri Justice A. P. Lavande (Retired)                                | — | Chairperson.      |
| 2. Regional Officer, W.R.O., AICTE   | — | Member.           |
| 3. Mr. V. B. Prabhu Verlekar, Chartered Accountant                             | — | Member.           |
| 4. Padmashree Shri Suresh G. Amonkar, Educationist                             | — | Member.           |
| 5. Secretary, Incharge of Technical Education                                  | — | Member Secretary. |
| 6. Shri Vivek B. Kamat, Director, Directorate of Technical Education, Porvorim | — | Special Invitee.  |

Secretarial Assistance to the Committee shall be provided by Directorate of Technical Education, Porvorim.

The Chairman of the Committee shall be paid a sitting fee of ₹ 5,000/- per sitting and the non-official members of the Committee shall be paid a sitting fee of ₹ 4,000/- per sitting.

The expenditure on this account shall be debited to the Head of Account:

"Demand No. 36"

- |      |   |   |
|------|---|---|
| 2203 | — | Technical Education.  |
| 00   | — |   |
| 103  | — | Technical School.   |
| 09   | — | Strengthening of Directorate of Technical Education (Plan). |
| 28   | — | Professional and Special Services.                          |

This has been issued in concurrence with the Finance Department under their U.O. No. 813 dated 20th February, 2008.

By order and in the name of the Governor of Goa.

*P. Mathew Samuel*, Secretary (Technical Education).

Porvorim, 6th March, 2014.

Board of Technical Education

#### Notification

No. BTE/GEN/Const/62/98/165

Ref: Previous Notification No. BTE/GEN/CONST/62/98/4333 dated 28-09-2010.

The Government is pleased to reconstitute the Board of Technical Education for co-ordinating, controlling and conducting Technical Education in the State of Goa having the following members, with immediate effect:

1. Director of Technical Education, Porvorim	—	Chairman.
2. Principal, Goa College of Engineering, Farmagudi, Ponda	—	Member.
3. Principal, Institute of Hotel Management, Catering Technology and Applied Nutrition, Porvorim	—	Member.
4. Principal, S. S. Dempo College of Commerce, Altinho, Panaji	—	Member.
5. Director, Directorate of Food & Drug Administration, Panaji	—	Member.
6. Controller of Examinations, Goa University, Taleigao	—	Member.
7. Secretary, Goa Board of Secondary and Higher Secondary Edn.	—	Member.
8. Chairman, Education Committee, Goa Chamber of Commerce & Industry, Panaji	—	Member.
9. Hon. Secretary, The Institution of Engineers (India), Goa State Centre	—	Member.
10. Dr. P. S. Kinnerkar, Managing Director, M/s Transweld Products Pvt. Ltd., Khorlim Industrial Estate	—	Member.
11. Shri P. R. Nadkarni, Ex-Chairman of Goa Board of Secondary & Higher Secondary Education	—	Member.
12. Shri Narayan R. Bandekar, President of Goa Chamber of Commerce & Industry, Panaji	—	Member.
13. Principal, Government Polytechnic, Panaji	—	Member.
14. Principal, Government Polytechnic, Bicholim	—	Member.
15. Principal, Agnel Polytechnic, Verna	—	Member.
16. Principal, Institute of Shipbuilding Technology, Vasco	—	Member.

17. Principal, Government Polytechnic, Curchorem	—	Member.
18. Principal, Goa College of Pharmacy, Panaji	—	Member.
19. Principal, Guardian Angel Institute of HMCT, Curchorem	—	Member.
20. Principal, Agnel Institute of Food Craft & Culinary Sciences, Verna	—	Member.
21. Secretary, Board of Technical Education, Porvorim	—	Member Secretary.

The functions of the Board are attached herewith. The tenure of the Board will be of three years with effect from the date of its constitution. The tenure of the new member appointed during mid-term against any vacancy shall be co-terminous with the tenure of the Board.

The Board shall be treated as State Committee for the purpose of travelling and daily allowances. The Non-official members shall be eligible for travelling and daily allowances as admissible to group 'A' Officers.

The expenditure involved shall be debited to the Budget Head of the Directorate of Technical Education.

By order and in the name of the Governor of Goa.

*Vivek B. Kamat*, Director & ex officio Additional Secretary (Technical Education).

Porvorim, 20th May, 2014.



Directorate of Museums

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#### Notification

No. 1/249/2014/DM

The Government of Goa is pleased to constitute an Advisory Committee for Goa State Museum to advise and make suggestions in the matters relating to Goa State Museum.

1) Minister for Museums	—	Chairman.
2) Dr. Savia Viegas	—	Member.
3) Shri Prajal Sakhardande	—	Member.
4) Shri Rohit Phalgaonkar	—	Member.
5) Shri Amey Joshi	—	Member.

- 6) Ms. Nalini Naik — Member.  
 7) Director (Museum) — Member  
 Secretary/  
 /Convenor.

The Committee will meet at least once in two months or whenever the need arises. The amount of ₹ 500/- will be paid to the members as conveyance charges to attend the meeting.

Initially the tenure of the Committee will be for three years from the date of approval of the Government.

By order and in the name of the Governor of Goa.

*Radha R. Bhave*, Director & ex officio Joint Secretary (Museums).

Panaji, 09th May, 2014.

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 Department of Industries

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 Order

File No. 8/4/2012-IND

- Read: 1) Notification No. 8/4/2012-IND dated 04-10-2012.  
 2) Corrigendum No. 8/4/2012-IND dated 26-10-2012.

Pursuant to accepting the resignation of Mrs. Anisha Anil Naik the Government of Goa is pleased to appoint Shri Dinesh N. Raikar, r/o Taribhat, Borim as a Director of Board of Goa Handicraft Rural and Small Scale Industries Development Corporation (GHRSSIDC), Panaji, in terms of Article 65 of the Memorandum and Articles of Association of the Goa Handicrafts, Rural and Small Scale Industries Development Corporation (GHRSSIDC) Ltd.

By order and in the name of the Governor of Goa.

*Shashank V. Thakur*, Under Secretary (Industries).  
 Porvorim, 16th May, 2014.

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 Department of Labour

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 Notification

No. 28/1/2014-Lab/110

The following award passed by the Industrial Tribunal and Labour Court at Panaji-Goa on

04-12-2013 in reference No. IT/26/00 is hereby published as required by Section 17 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947).

By order and in the name of the Governor of Goa.

*Shashank V. Thakur*, Under Secretary (Labour).  
 Porvorim, 10th February, 2014.

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 IN THE INDUSTRIAL TRIBUNAL AND  
 LABOUR COURT  
 GOVERNMENT OF GOA  
 AT PANAJI

(Before Smt. Bimba K. Thaly, Presiding  
 Officer)

Ref. No. IT/26/00

Mr. Tulshidas Dessai,  
 Rep. by President,  
 K.T.C. Drivers and Allied  
 Employees Association,  
 M-25, Housing Board Colony,  
 Vidyanagar, Margao-Goa. ...Workman/Party I  
 V/s

The Managing Director,  
 Kadamba Transport  
 Corporation Ltd.,  
 Panaji-Goa. ...Employer/Party II

Workman/Party I represented by Shri K. V. Nadkarni.

Employer/Party II represented by Adv. Shri C. J. Mane.

AWARD

(Passed on this day of 4th December, 2013)

In exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947) (for short The Act) the Government of Goa by order dated 21-02-2000 bearing number IRM/CON/(165)/92/1043 referred the following dispute for adjudication by this Tribunal.

- “(1) Whether the demand of Shri Tulshidas Dessai, Driver, represented by the KTC Drivers and Allied Employees Association, for rehabilitation in service with effect from 22-11-1990 as driver, is legal and justified?  
 (2) If not, to what relief the workman is entitled?”

2. On receipt of the reference, a case was registered under No. IT/26/2000 and registered A.D. notices were issued to both the parties. Upon service of notice Party I filed claim statement at Exb. 5 and Party II filed written statement at Exb. 6. Party I then filed the rejoinder at Exb. 7.

3. It is in short the case of Party I that he was confirmed in services of Party II as a driver by order dated 3-7-1986. That while operating bus on 7-10-1986 on schedule No. 32A, 33 a big insect entered his eye while the bus was in motion and driven by him on route Panaji-Sal and this injury was caused to him while discharging his lawful duty for the Corporation. It is his case that on account of pain in the eye he went on leave from 7-10-86 and thereafter he was treated by ESI Medical Officer and by Goa Medical College (GMC) who finally declared him fit to resume duty from 24-1-87. It is his case that on 24-1-87 he wrote a letter to Party II intimating full facts of the injury suffered by him while discharging the duty and informed the Personnel Officer that he intends to report back from 26-1-87. Upon joining the duty Party II by letter dated 28-1-87 directed him to the Dean, Goa Medical College (GMC) for further medical checkup and report. It is stated that while he was under treatment at GMC, Party II had sent a similar letter dated 15-1-87 seeking full medical details of his sickness. It is stated that Party II after considering all his medical certificates allowed him to report back for duties on his former post of driver and subsequently at his request transferred him to Margao Depot from 12-2-87 and was posted in Maintenance Section. It is stated that pursuant to the recommendations of Fourth Pay Commission he was placed in the pay scale of driver by order dated 6-3-87. It is stated that he was thus rehabilitated in the same post, which he was holding before accidental injury and loss of his one eye. It is stated that after sustaining injury to his left eye the same developed the corneal ulcer and the eye was finally removed by an operation. It is stated that surprisingly after a period of nearly four years, Party II by letter dated 18-7-90 referred him for medical examination by GMC with the sole intention to victimize him and then informed him that he has been declared unfit for the post of a driver and directed him to show cause as to why he should not be discharged from the services of party II. It is stated that the reply filed by him was not considered by Party II and by letter dated 22-11-90 he was given notice of termination of services with immediate effect. It is stated that Party I then filed appeal before the Appropriate Authority but the same was not considered. It is stated that on

account of financial difficulties Party I was forced to accept job of a helper on daily wages and after around one and half year he was taken on monthly basis and confirmed as helper with necessary pay scale applicable to helper category. It is the contention of the Party I that he was not paid the compensation under the Workmen Compensation Act. He has therefore prayed to hold that the action of Party II in terminating his services w. e. f. 22-11-90 as illegal and bad in law, to direct Party I to rehabilitate to his post of driver after he resumed duty after his accidental loss of eye sight while on duty, to hold that he is entitled to the same wages as a driver from 22-11-90 and direct Party II to pay difference in wages and also for continuity of services.

4. In the written statement Party II has denied the case set up by Party I and has stated that it is for the first time by letter dated 24-1-87, the Party I made up a case that the eye injury has been sustained by him in the course of employment thus his said version is an after thought. It is further the case of Party II that Party I remained absent from duty without prior permission and intimation w. e. f. 13-10-96 and hence a show cause notice dated 30-12-86 was issued to him and it was only then Party I brought the facts of medical unfitness due to alleged eye injury vide his letter dated 24-1-87 after ESI issued fitness certificate on 23-1-87. It is also the case of Party II that neither the letter dated 24-1-87 nor the medical certificates submitted along with the said letter disclose the fact that the left eye of Party I was removed and that Party II never believed the narration as to the manner in which the injury was suffered by Party I nor the nature of injury and hence he was referred to GMC for medical checkup. It is further stated by Party II that the medical reports submitted by Party I nowhere disclose that he had suffered injury on his left eye during the course of employment or that his left eye was removed. It is stated that upon receipt of request letter dated 24-1-87 from Party I, he was allowed to report for duty but was given light duty in the depot for maintenance work and he was given a chance to prove himself in the capacity of a driver in maintenance section. It is stated that even after given light duty, Party I was not able to carry out the work properly and caused accidents at frequent intervals. It is stated that it therefore became necessary to examine whether eye sight of Party I was proper to carry out light duties at the depot and he was therefore referred to GMC, Bambolim who after examining Party I issued certificate stating that he does not have normal

binocular vision. Since Party I was not having normal eye sight, he was medically unfit and taking into consideration his unsatisfactory performance in the past, Party II discharged him from service with effect from 22-12-90 vide letter of the same date and he was given all his dues amounting to Rs. 4,747.65 which he received. It is stated that as per medical records Party I was suffering from corneal ulcers which is a disease of an eye and it cannot be connected or related to the entering of an insect in a eye. It is stated that the discharge of Party I from services was in accordance with clause 4 (b) of the certified standing orders of the company. It is stated that in the appeal filed by the Party I before the Appropriate Authority in the corporation, he did not challenge the dismissal nor demanded rehabilitation on the post of driver but pleaded to take him into services on any post which the management desires taking into consideration his poor family background. It is stated that Party I was offered post of helper purely on humanitarian ground, which he accepted without any reservations. It is stated that this Tribunal is not a proper forum to adjudicate the dispute of compensation under Workman's Compensation Act. Thus amongst above and other grounds, Party II has prayed to reject the reference.

5. In the rejoinder Party I has asserted his contentions and has denied the case set up by Party II in the written statement.

6. On the basis of the averments of the respective parties, the issues at Exb. 8 were framed on 13-11-2000.

7. In support of his case Party I examined himself as witness No. 1, Shri Dayanand P. Volvoikar as witness No. 2 and Shri Eknath Korgaonkar as witness No. 3. On the other hand Party II examined Shri Srikant Naik as their witness and closed the case.

8. Heard Ld. Rep. Shri K.V. Nadkarni for Party I and Ld. Adv. Shri C. J. Mane for Party II. Both the parties have also filed written submissions which are on record.

9. I have gone through the records of the case including the written submissions of the parties and have duly considered the submissions made across the bar.

10. I am reproducing herewith the issues alongwith their findings and reasons thereof:

Sr. No.	Issues	Findings
1.	Whether the Party I proves that termination of his services by Party II with effect from 22-11-90 is illegal and unjustified?	Negative
2.	Whether the Party I proves that his demand for rehabilitation in services as a Driver with effect from 22-11-90 is legal and justified?	Negative
3.	Whether the Party II proves that the Party I was discharged from service vide letter dated 22-11-90 because he was found medically unfit and because of his unsatisfactory past records?	Positive
4.	Whether Party I is entitled to any relilef?	Negative
5.	What Award?	As per order below

#### REASONS

11. *Issue No. 1 and 3:* Both these issues are answered together for the sake of convenience being interlinked.

12. Though it is the case of Party I that his services were terminated with effect from 22-11-90, according to Party II, Party I was discharged from service vide letter dated 22-11-90 because he was found medically unfit and also because of his unsatisfactory past record.

13. In his arguments Ld. Representative of Party I submitted that termination of services of Party I amount to retrenchment within the meaning of Section 2(oo) of the Act and since Party II has not complied with the requirement of Section 25(F) of the Act prior to retrenchment of Party I, the termination of services of Party I by Party II is illegal.

14. It may be mentioned that Party I in his evidence has stated that he was informed by Party II by letter dated 22-11-90 that he was discharged from service with effect from 22-12-90. He has produced the copy of this letter at Exb. W15. Reading of this letter makes it clear that Party I was discharged from service as he was medically unfit in terms of report from the Goa Medical College, Panaji and in terms of clause 4 (b) of the certified standing orders of Party II, which clause reads as under:



*"4. (b). If during the course of Workman's Employment, Management has reason to believe that a workman is not medically fit to discharge his duties; the Management shall have the right to direct such a workman to appear before the Medical Authorities for a medical check-up or for a periodical medical examination. Thereafter if the company's medical authorities declare that the workman is medically unfit permanently, he shall be forthwith discharged from the services of the corporation."*

15. It is therefore clear that Party I was discharged under the above clause of the certified standing orders of Party II which in other words mean that the services of Party I were terminated due to ill health and that he was not retrenched.

16. Section 2(oo) of the Act defines retrenchment as termination by the employer of the service of a workman for any reason whatsoever, otherwise than as a punishment inflicted by way of disciplinary action and amongst others it does not include termination of the service of a workman on the ground of continued ill health. In the judgment in the case of **Anand Bihari and Ors, v/s. Rajasthan State Road Transport Corporation SLJ, 1988-90, 590** (relied upon by Id. Representative of Party I) by referring to the observations in the judgment in the case of workmen of **Banglore Woolen, Cotton and Silk Mills Co. Ltd., v/s. Its Management 1962 (4) FLR 298 (SC)** it is observed while defining the meaning of section 2(oo) (c) of the Act as under:

*"... Obviously, it was not contemplated that one whose services had been terminated on grounds of physical unfitness or ill health would be offered re-employment; it was because his physical condition prevented him from carrying out the work which he had been given that he had to leave and no question of asking such a person to take up the work again arises. If he could not do the work, he could not be offered employment again. It would follow that such a person cannot be said to have been retrenched within the meaning of the Act as amended by the ordinance."*

17. Viz-a-viz the above observations since the medical certificate issued by the Asstt. Dean, Goa Medical College Hospital dated 18-2-87 at Exb. W 8 clearly states that Party I is not fit for driving a heavy vehicle such as passenger bus as he has got no binocular vision, it becomes clear that Party I cannot be offered employment as driver and therefore the case of Party I falls within exception

(c) to Section 2(oo) of the Act. Consequently it follows that Party I was not retrenched from services but that he was discharged vide letter dated 22-11-90 at Exb. W15. Being so, the question of Party II complying with the requirements of Sec. 25 (F) of the Act does not arise and consequently termination of services of Party I cannot be called as illegal and unjustified. It is pertinent to note that at the time of discharge from services Party I was paid the legal dues amounting to Rs. 4,747.65 for which purpose he has given the declaration dated 6-2-91 which is brought on record in the cross examination of Party I at Exb. E8.

18. Be that as it may, Party I has stated that he reported for work on 26-1-87 and was asked to work at Porvorim depot as a driver. He has stated that by letter dated 28-1-87, Party II referred him to GMC Hospital for check-up. He has produced copy of this letter at Exb. W5. He has stated that after he was checked, he was issued a certificate dated 10-2-87 by the Professor and Head of the Department of Ophthalmology under covering letter dated 10-2-87 addressed to Personnel Officer of Party II. He has produced these documents at Exb. W6 colly. Reading of the above certificate dated 10-2-87 makes it clear that Party I was found to have Anterior Staphyloma left eye with positive perception of light whereas his right eye was normal with a visual acuity of 6/6 recorded by Snellen's chart. It is also stated in this certificate that Party I is fit for service provided his service does not require Binocular vision.

19. Party I has further stated that Party II again referred him to GMC Hospital by letter dated 17-2-87 and he has produced a copy of this letter at Exb. W7. He has stated that after he was checked, Party II was informed by Asstt. Dean, GMC Hospital by letter dated 18-2-87 that he was not fit for driving a heavy vehicle such as a passenger bus. He has produced the copy of this letter at Exb. W8. It may be mentioned here that letter at Exb. W7 was sent to Asst. Dean, GMC by the Personnel Officer of Party II because from the certificate at Exb. W6 colly it was not clear whether Party I was fit to drive passenger bus and therefore it was required to know whether Party I was fit to drive the passenger bus. It is therefore clear from the above correspondence/ report from GMC Hospital that it was opined that Party I was not fit to drive passenger bus.

20. The third medical examination of Party I was done after he was transferred to Margao depot vide transfer order dated 19-11-87 produced by

Party I at Exb. W 11. Party I has stated that while working at Margao depot, he was referred to GMC Hospital by Party II vide letter dated 31-5-90 and upon examination he was issued certificate dated 25-6-90 under covering letter dated 2-7-90 of Asstt. Dean. He has produced these documents at Exb. W12 colly. It may be mentioned here that in terms of this certificate dated 25-6-90, the right eye of Party I is normal both for form vision as well as colour vision but left eye socket is empty (subsequent to surgical removal of eye). It is also mentioned in this certificate that Party I does not have normal binocular vision.

21. It is thus clear from the above documentary evidence produced by Party I that he was medically unfit for driving passenger bus and also that his left eye socket is empty.

22. As regards unsatisfactory past record of Party I, in his cross examination Party I has admitted that he was issued memos by Party II when he was posted in the maintenance section at Porvorim depot and thereafter at Margao depot for having committed accidents. In his cross examination Party I was shown memos dated 6-11-87 (Exb. E2) and order dated 30-11-87 (Exb. E3) vide which he was imposed fine of Rs. 100/- in terms of Exb. E2, memo dated 7-4-89 and order dated 21-4-89 vide which he was imposed fine of Rs. 25/- (Exb. E4 colly), memo dated 27-10-88 and recovery order dated 4-12-88 (Exb. E5 colly), memo dated 18-11-88 and recovery order dated 18-12-88 (Exb. E6 colly) and recovery order dated 20-7-88 (Exb. E7) which he has admitted. Though it is sought to be projected by Party I while cross examining Shri Srikant Naik that no charge sheet was issued nor any enquiry was held against Party I in respect of the memos issued to him, it deserves to be noted that Party I has nowhere stated in his cross examination that the said memos were issued to him on false allegations. Thus, the question of issuing charge sheet or holding enquiry in such situation does not arise. It therefore follows that the past record of Party I was unsatisfactory.

23. Nevertheless, discharge order dated 22-11-90 (Exb. W15) does not say that it was issued also because of the unsatisfactory past record of Party I and therefore strictly speaking, one has to say that Party I was discharged from service by letter dated 22-11-90 because he was found medically unfit which is on account of his ill health. Hence issue No. 1 is answered in the negative where as issue No. 3 is answered in the positive.

#### 24. Issue No. 2:

In para 13 of the claim statement it is in short the pleadings of the Party I that after he lost his eye sight, he had submitted all the necessary certificates to Party II and even Party II had got all the facts confirmed from Medical Authorities and it was only then his services were protected in his current post of driver and he was allowed to be in the same post and to draw the same wages as was paid to him as driver. Therefore, according to him termination of his services after a period of four years of his rehabilitation is illegal and bad in law and it is for this reason Party I has prayed for rehabilitation to the post of driver.

25. I have already pointed out above to the certificate dated 18-2-87 (Exb. W8) vide which Party II for the first time gained the knowledge that Party I was medically unfit for driving a heavy vehicle such as passenger bus. From the own statement of Party I it is clear that upon receipt of Exb. W8 he was asked by Party II to perform duties within the premises of Panaji depot in the maintenance section. He has also produced the order dated 2-3-87 (Exb. W9) in which the work to be performed by Party I in the maintenance section has been specified. No doubt, Party I was not allowed to drive the vehicles on route but his salary remained the same and even he was later given pay scale of driver in terms of Fourth Pay Commission (Exb. W10), but in my considered opinion the above acts of Party II do not go to create a legal right in favour of Party I of claiming rehabilitation to the post of driver, merely because he was allowed to remain on the said post from 24-1-87 which is even after he resumed duty after the alleged accident. To my mind, it is not permissible for Party I to take the advantage of the situation and claim as a matter of right that he be rehabilitated to the post of driver since he was already rehabilitated in the said post from 24-1-87 after he had resumed duty after loss of eye sight. This is because without performing the duties as a driver, it is not open to Party I to claim pay scale of the driver.

26. Even for that matter, it is stated by Party I that after he was discharged from services with effect from 22-11-90, he wrote a letter dated 25.11.90 (Exb. W16) to Party II stating that he was ready to work in maintenance section, stores department or ready to do any other work as may be given but he did not receive any reply from Party II. It is pertinent to note that Party II has denied of having received this letter. Apparently, there is no any endorsement on Exb. W16

acknowledging its receipt by Party II. Thus, it cannot be believed that Exb. W16 was received by Party II.

27. Party I has further stated that he wrote another letter to Party II by referring to his earlier letter at Exb. W16 requesting to consider his case sympathetically. He has produced copy of this undated letter at Exb. W 17. Party (II) has admitted of receipt of this letter. Party I has also produced order dated 28-5-91 at Exb. W18 issued to him by the Personnel Manager of Party II in which he is informed that his appointment as Helper is further extended upto 31-7-91. Shri Srikant Naik has stated that the request made by Party I vide Exb. W17 was considered and by order at Exb. W18 Party I was appointed as helper on daily wages till 31-7-91. It is further clear from the evidence of Shri Srikant Naik that Party I continue to work with Party II on regular basis. The fact therefore remains is that Party I is in employment with Party II as helper and this is on account of his inability on medical grounds to work as driver.

28. Ld. Representative of Party I by referring to the observations in the judgment in the case of **Kunal Singh v/s. Union of India 2003 1 CLR 786**, stated that a person does not acquire or suffer disability by choice and that the employee who acquires disability during service is required to be protected. He contended that the injury to the eye suffered by Party I is in the course of the employment which was while he was operating bus on 7-10-1986 on Panaji-Sal route and hence he needs to be rehabilitated to his post of driver where he had been already rehabilitated as such, from 24-1-87.

29. It is however, the case of Party II that the injury caused to the Party I was not while he was discharging his lawful duties for Party II. In his evidence Party I has stated that on 7-10-86 at about 7:15 p.m. when the bus he was driving reached Duler, Mapusa one insect went in to his left eye but he managed to drive and reached Camurlim. He has stated that there was no doctor available there at night time and as such on the next day after he came to Porvorim depot with his vehicle and halted at Betim to park the vehicle he showed the Traffic Inspector Mr. Buskute his left eye and he was told to apply for leave and go. He has stated that accordingly he applied for leave, went home and then went to a private doctor who gave him the treatment. It is pertinent to note that Party I has not produced the copy of his above leave application stating the aforesaid reason as the ground for applying the leave. Further he has

not produced the medical certificate from the said private doctor stating that Party I had approached him complaining pain in eye due to falling of insect in the eye. Even for that matter, the medical certificates produced by Party I at Exb. W2, W3, W6 colly and W8 nowhere state that the injury to the left eye of Party I was caused due to falling of insect in it.

30. Be that as it may, it is nowhere stated by Party I in his claim statement or in his evidence that on the relevant date when he was driving the bus and when the insect went in his eye Shri Dayanand Volvoikar and Shri Eknath Korgaonkar were traveling in his bus. He has also not stated that the above persons helped him to apply water to the eye, though both the aforesaid witnesses have been examined to bring on record the above facts. To my mind, the testimony or both the above witnesses do not corroborate with that of Party I or vice-versa and therefore in such situation it is rather hard to believe the versions of these two witnesses and consequently to accept them as the persons witnessing the above alleged incident.

31. Ld. Representative of Party I by inviting my attention to the letter dated 24-1-87 (Exb. W4) sent by Party I to Party II informing that he would join the duty on 26-1-87 stated that in this letter Party I had conveyed to Party II about the injuries to his left eye while performing duties. He then invited my attention to the reply dated 8-8-90 (Exb. W 14) sent by Party I to the show cause notice dated 18-7-90 (Exb. W13) issued to him by Party II asking him to give his say in the matter of his discharge from service and stated that Party I reiterated the same facts about his suffering injury to the left eye while discharging duties to Party II in his above reply. He then stated that Party II at no time disputed the fact of Party I being on duty on the relevant date and time and also of insect going in his left eye, while on duty.

32. It may be true that Party II has not disputed the aforesaid facts mentioned by Party I in Exb. W4 and Exb. W14 but this by itself cannot relieve Party I from proving his case as pleaded. This is because there is no admission in unequivocal terms by Party II about the facts mentioned by Party I in Exb. W4 and Exb. W14 and hence in such situation it was required of Party I to have established those facts by means of cogent and convincing evidence, which Party I has failed to do. Consequently it follows that Party I has failed to prove that the incident as alleged by him occurred while he was on duty.



33. From the above discussion it becomes clear that the observations in the judgment in the case of **Kunal Singh (supra)** cannot be imported in this case to say that Party I acquired disability during his service and therefore he needs to be rehabilitated to his post of driver where he had been already rehabilitated as such from 24-1-87.

34. As regards observations in the judgment in the case of **Anand Bihari (Supra)**, the workman herein was earlier working as driver and had admittedly lost vision of his right eye in connection with the employment. He was made to work in the maintenance section of vehicle since he lost the sight of one eye on 11-3-86. He was not found unfit for working in maintenance section of vehicles. His services were terminated by order dated 27-2-88. The Hon'ble High Court quashed the termination order and directed the corporation to absorb him in the post of a helper or any other equivalent post for which he might be found fit. In appeal by the corporation before the Hon'ble Supreme Court, it is observed that the workman who was working as a driver developed weak eye sight on account of an accident in the course of employment and he then worked as Helper till he was retired from service on and from 27-4-88. It is observed that the workman was suitable to work as helper and as such termination of his service as helper was clearly unjustified and also illegal being in contravention of the provisions of Section 25-F of the Act. It is held that the workman was therefore entitled to his retirement benefits as a driver as if he had retired from service as a driver from the date of his employment as a helper.

35. Discussion in paras 29, 30, 31 and 32 above make it clear that the workman in the instant case has failed to prove that the injury suffered by him was connected with his employment as driver with Party 11. Even for that matter, this workman was paid salary as driver after he joined on 24-1-87 although he was given light work as mentioned in the order dated 2-3-87 at Exb. W9. As on today, this workman continues to work as helper on regular basis and his services as helper are not terminated like in the case of **Anand Bihari (supra)**. Thus, in this situation, the facts of **Anand Bihari's** case could be easily distinguished from the facts in the instant case and this is more because unlike in the case of **Anand Bihari**, the

injury caused to the workman in the instant case is not connected to his employment as driver. Thus, the observations in the **Anand Bihari's** case cannot be made applicable to the instant case.

36. It is therefore clear from the above discussion that Party I has failed to prove this issue and hence my findings.

37. *Issue No. 4:*

In view of discussion supra, Party I is not entitled to any relief.

38. In the result, I pass the following

#### ORDER

1. It is hereby held that the demand of Shri Tulshidas Dessai, Driver, represented by the KTC Drivers and Allied Employees Association, for rehabilitation in service with effect from 22-11-1990 as Driver, is illegal and unjustified.

2. Party I/ Workman Shri Tulshidas Dessai, Driver is therefore not entitled to any relief.

3. No order as to costs.

Inform the Government accordingly.

Sd/-

(B. K. Thaly)

Presiding Officer

Industrial Tribunal-cum-Labour Court



Department of Law & Judiciary

Law (Establishment) Division

—  
Order

No. 1/6/2014-LD(Estt.)/1069

Government of Goa is pleased to accept the resignation tendered by Shri Vallabh D. Pangam, as Government Counsel before Administrative Tribunal, Panaji with effect from 25-04-2014.

Shri Vallabh D. Pangam shall return all the briefs pending with him if any, to the concerned Department under intimation to this Department.

By order and in the name of the Governor of Goa.

Vasanti H. Parvatkar, Under Secretary (Law-Estt.).

Porvorim, 20th May, 2014.

**Department of Panchayati Raj and  
Community Development**

Directorate of Panchayats

**Read: Notice of Election and Public Notice  
Form I**

[See Rule 10(1)]

Notice is hereby given that:-

The elections will be held to elect the members of the below mentioned Village Panchayats on 13th July, 2014.

Sr. No.	Name of the Village Panchayat	Ward No.	Reserved for OBC/ST/ Woman
1	2	3	4
1.	V. P. Usgao-Ganjam, Ponda	III	Women
2.	V. P. Bandora, Ponda	I	-
3.	V. P. Agonda, Canacona	VI	-
4.	Se-Old-Goa, Tiswadi	I	OBC

Nominations may be delivered by a candidate to the Returning Officer in his office between such hours as to be fixed by the State Election Commission.

By order and in the name of the Governor of Goa.

*P. Mathew Samuel*, Secretary (Panchayats).

Panaji, 22nd May, 2014.

◆◆◆

**Department of Public Health**

**Order**

No. 11-3-89-IV/PHD/5

On the recommendation of the Goa Public Service Commission as conveyed vide their letter No. COM/II/11/14(3)/2012/521 dated 30-04-2014, Government is pleased to promote Dr. Rajagopal Praveen, Lecturer in Prosthodontics (Prosthetic Dentistry) to the post of Assistant Professor in Prosthodontics (Prosthetic Dentistry) in Goa Dental College and Hospital, Bambolim on regular basis in the Pay Band—3, ₹ 15,600-39,100 with Grade Pay of ₹ 6,600/- and other allowances to be fixed as per rules with immediate effect.

Dr. Rajagopal Praveen shall be on probation for a period of one year.

The promotion is made against the vacancy occurred due to creation vide Order No. 4/1/2009-IV/PHD/Part dated 20-06-2013.

By order and in the name of the Governor of Goa.

*Sangeeta M. Porob*, Under Secretary (Health).

Porvorim, 12th May, 2014.

**Order**

No. 4/18/2002-II/PHD/Vol. I

On the recommendation of the Goa Public Service Commission as conveyed vide their letter No. COM/II/11/30(2)/2014/545 dated 08-05-2014, Government is pleased to promote Dr. Isabella Coelho Correia Afonso, Lecturer in Physiology to the post of Assistant Professor in Physiology in Goa Medical College and Hospital, Bambolim on regular basis in the Pay Band—3, ₹ 15,600-39,100 with Grade Pay of ₹ 6,600/- and other allowances to be fixed as per rules with immediate effect.

Dr. Isabella Coelho Correia Afonso shall be on probation for a period of two years.

The promotion is made against the vacancy occurred due to promotion of Dr. Sumedha Audi, Assistant Professor to the post of Associate Professor in Physiology vide Order No. 4/18/2002-II/PHD/Vol. I dated 29-08-2013.

By order and in the name of the Governor of Goa.

*Sangeeta M. Porob*, Under Secretary (Health).

Porvorim, 19th May, 2014.

**Order**

No. 4/26/2008-II/PHD/Part

On the recommendation of the Goa Public Service Commission as conveyed vide their letter No. COM/II/11/30(2)/98/528 dated 30-04-2014, Government is pleased to promote Smt. Vinaya P. Tendulkar, Pharmacist to the post of Assistant Pharmaceutical Chemist (Group "B", Non-Gazetted) in Goa Medical College and Hospital, Bambolim on regular basis in the Pay Band—2, ₹ 9,300-34,800 with Grade Pay of ₹ 4,600/- with immediate effect.

Smt. Vinaya P. Tendulkar shall be on probation for a period of two years.

The promotion is made against the vacancy occurred due to retirement of Shri Alvaro Dias, Assistant Pharmaceutical Chemist w.e.f.

01-10-2009, and subsequently revived vide Order No. 4/12/2005-II/PHD dated 17-05-2013.

By order and in the name of the Governor of Goa.

*Sangeeta M. Porob*, Under Secretary (Health).

Porvorim, 19th May, 2014.

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**Order**

No. 4/20/2002-II/PHD/PF

Read: Memorandum No. 4/20/2002-II/PHD/PF dated 25-02-2014.

On the recommendation of the Goa Public Service Commission as conveyed vide their letter No. COM/I/5/30(6)/89-08/Vol.I/439 dated 11-02-2014, Government is pleased to appoint the following incumbents to the posts of Assistant Lecturer in the Department of Biochemistry in the Goa Medical College and Hospital, Bambolim on temporary basis in the Pay Band—3 ₹ 15,600-39,100+Grade Pay of ₹ 5,400/- with immediate effect and as per the terms and conditions contained in the Memorandum cited above:

1. Dr. Vani A. Chandrakant.
2. Dr. Reshama V. Morje (OBC).

The above doctors shall be on probation for a period of two years.

Their appointments are made subject to the verification of their character and antecedents. In the event of any adverse remarks noticed by the Government on verification of character and antecedents, their services will be terminated. They have been declared medically fit by the Medical Board.

The appointment is made against the vacancy occurred due to creation of 02 posts of Assistant Lecturer in Biochemistry in Goa Medical College, Bambolim-Goa vide Order No. 4/1/2013-II/PHD/ /part dated 23-07-2013.

By order and in the name of the Governor of Goa.

*Sangeeta M. Porob*, Under Secretary (Health).

Porvorim, 15th May, 2014.

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**Order**

No. 4/11/2011-II/PHD

Read: Memorandum No. 4/11/2011-II/PHD dated 04-02-2014.

On the recommendation of the Goa Public Service Commission as conveyed vide their

letter No. COM/I/5/30(15)/2011/408 dated 22-01-2014, Government is pleased to appoint Dr. Roma Subhash Varik to the post of Assistant Professor in the Department of Paediatric Surgery in the Goa Medical College and Hospital, Bambolim on temporary basis in the Pay Band—3 ₹ 15,600-39,100+Grade Pay or ₹ 6,600/- with immediate effect and as per the terms and conditions contained in the Memorandum cited above.

Dr. Roma Subhash Varik shall be on probation for a period of two years.

The appointment is made subject to the verification of her character and antecedents. In the event of any adverse remarks noticed by the Government on verification of character and antecedents, her services will be terminated. She has been declared medically fit by the Medical Board.

The appointment is made against the vacancy occurred due to creation of post vide Order No. 4/4/2010-II/PHD dated 04-08-2011.

By order and in the name of the Governor of Goa.

*Sangeeta M. Porob*, Under Secretary (Health).

Porvorim, 15th May, 2014.

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**Order**

No. 4/14/2003-II/PHD/Vol. XVIII

On the recommendation of the Goa Public Service Commission conveyed vide their letter No. COM/II/12/30(5)/2006/544 dated 08-05-2014, the Government is pleased to declare satisfactorily completion of probation period of the following doctors in the grade of Assistant Professor in the Department of Anaesthesiology with immediate effect:

Sr. No.	Name of Officer	Date of probation period completed
1	2	3
1.	Dr. Sharmila Borkar, Assistant Professor	05-07-2011 to 04-07-2013.
2.	Dr. (Mrs.) Leena Goel, Assistant Professor	07-07-2011 to 06-07-2013.

By order and in the name of the Governor of Goa.

*Sangeeta M. Porob*, Under Secretary (Health).

Porvorim, 19th May, 2014.

**Order**

No. Misc/WIFS/2012-I/PHD

Government is pleased to constitute "State Adolescent Health Care Committee" comprising of the following members:

1. Principal Secretary (Health) — Chairman.
2. Secretary (Education) — Member.
3. Secretary (Women & Child Development) — Member.
4. Director of Health Services — Member.
5. Director of Education — Member.
6. Director of Women & Child Development — Member.
7. Director of Transport — Member.
8. Director of Food & Drugs Administration — Member.
9. Project Director, Goa State AIDS Control Society — Member.
10. Professor of Institute of Psychiatry and Human Behaviour — Member.
11. Senior Psychiatrist, North Goa District Hospital, Mapusa — Member.
12. Senior Psychiatrist, South Goa District Hospital, Margao — Member.
13. Chief Engineer, Water Resources Department — Member.
14. Superintendent of Police, North Goa District — Member.
15. Superintendent of Police, South Goa District — Member.
16. Principal, College of Home Science — Member.
17. Deputy Director (M) I/C MSD Section — Member.
18. Chief Medical Officer (Family Welfare, DHS) — Member Secretary.

The terms of reference of this Committee are as follows:

1. This Committee will meet biannually.
2. To review the progress of Rashtriya Kishor Swasthya Karyakram (RKSK), Weekly Iron Folic Acid Supplementation Programme (WIFS), Menstrual Hygiene Scheme (MHS) and all other issues concerning Adolescent Health.

By order and in the name of the Governor of Goa.

*D. G. Sardesai*, Addl. Secretary (Health).

Porvorim, 13th May, 2014.

**Order**

No. Misc/WIFS/2012-I/PHD

Government is pleased to constitute "State Level Quality Assurance Committee" under Chairmanship of Director of Food & Drugs Administration comprising of the following members:

1. Director of Food and Drugs Administration — Chairman.
2. Deputy Director, Medical Store Depot, Health Department — Member.
3. Pharmaceutical Chemist, Medical Store Depot, Health Department — Member.
4. Medical Officer, State Family Welfare Bureau — Member.
5. Consultant (Adolescent Health) — Member.

The terms of reference of this Committee are as follows:

1. This Committee will meet annually.
2. For periodic inspection of IFA and ABZ tablets.
3. For ensuring that standards prescribed for quality are maintained for the WIFS Programme.

By order and in the name of the Governor of Goa.

*D. G. Sardesai*, Addl. Secretary (Health).

Porvorim, 9th May, 2014.

**Order**

No. Misc/WIFS/2012-I/PHD

Government is pleased to constitute "South Goa District Level Committee of Adolescent Health" under Chairmanship of South Goa District Collector comprising of following members:

**South Goa District**

1. Collector, South Goa District — Chairman.
2. Director, Directorate of Food & Drugs Administration — Member.
3. Medical Superintendent, District Hospital, South Goa — Member.
4. Chief Medical Officer, SFWB, Health Department/Nodal Officer (Adolescent Health) — Member.
5. Consultant (Adolescent Health), Health Department — Member.



6. Senior Psychiatrist, South Goa District Hospital — Member.
7. Lady Gynaecologist, South Goa District Hospital — Member.
8. Member, Nutrition Board, South Goa District — Member.
9. Deputy Director, Education Department, South Goa District — Member.
10. Deputy Director, Transport Department, South Goa District — Member.
11. Child Development Project Officer, Woman and Child Development Department, South Goa District — Member.
12. Superintendent of Police, Department of Police, South Goa District — Member.

The terms of reference of this Committee are as follows:

1. This Committee shall meet quarterly.
2. To review the District level progress of Rashtriya Kishor Swasthya Karyakram (RKSK), Weekly Iron Folic Acid Supplementation Programme (WIFS), Menstrual Hygiene Scheme (MHS) and all other issues concerning Adolescent Health.

By order and in the name of the Governor of Goa.

*D. G. Sardesai*, Addl. Secretary (Health).

Porvorim, 13th May, 2014.

#### Order

No. Misc/WIFS/2012-I/PHD

Government is pleased to constitute "North Goa District Level Committee of Adolescent Health" under Chairmanship of Collector, North Goa District comprising of following members:

#### North Goa District

1. Collector, North Goa District — Chairman.
2. Director, Directorate of Food & Drugs Administration — Member.
3. Medical Superintendent, District Hospital, North Goa — Member.
4. Chief Medical Officer, SFWB, Health Department/Nodal Officer (Adolescent Health) — Member.

5. Consultant (Adolescent Health), Health Department — Member.
6. Senior Psychiatrist, North Goa District Hospital — Member.
7. Lady Gynaecologist, North Goa District Hospital — Member.
8. Member, Nutrition Board, North Goa District — Member.
9. Deputy Director, Education Department, North Goa District — Member.
10. Deputy Director, Transport Department, North Goa District — Member.
11. Child Development Project Officer, Woman and Child Development Department, North Goa District — Member.
12. Superintendent of Police, Department of Police, North Goa District — Member.

The terms of reference of this Committee are as follows:

1. This Committee shall meet quarterly.
2. To review the District level progress of Rashtriya Kishor Swasthya Karyakram (RKSK), Weekly Iron Folic Acid Supplementation Programme (WIFS), Menstrual Hygiene Scheme (MHS) and all other issues concerning Adolescent Health.

By order and in the name of the Governor of Goa.

*D. G. Sardesai*, Addl. Secretary (Health).

Porvorim, 13th May, 2014.

#### Notification

No. PS(H)/2/NC/2012

Read: Notification No. PS(H)/2/NC/2012 dated 05-06-2013.

The Government of Goa is pleased to extend the term of the following Members of Goa Nursing Council from 01-04-2014 to 30-06-2014 or till the members are elected, whichever is earlier.

- i. Carol Noronha, Principal, INE, Bambolim.
- ii. Maria Castro, Lectures, INE, Bambolim.
- iii. Vithal Parker, Sister Tutor, INE, Bambolim.
- iv. Rubina Fernandes, Staff Nurse, Institute of Psychiatry and Human Behaviour.

v. Maya Prabhudessai, Staff Nurse, Primary Health Centre, Pernem.

By order and in the name of the Governor of Goa.

*D. G. Sardessai*, Addl. Secretary (Health).

Porvorim, 19th May, 2014.



## Department of Revenue

### Order

No. 23/14/2011-RD

Whereas, the Government of Goa, vide Notification No. 23/14/2011-RD dated 30-05-2012, issued under sub-section (1) of Section 4 of Section of the Land Acquisition Act, 1894 (Act 1 of 1894) (hereinafter referred to as the "said Act"), and published in the Official Gazette, Series II No. 11, dated 14-06-2012, notified that the land specified in the Schedule thereof (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. Land Acquisition for construction of 25MLD water treatment plant on Madei river at Ganjem village of Ponda Taluka (hereinafter referred to as the "said public purpose");

And whereas, the Government of Goa, considered the report made by the Collector under sub-section (2) of Section 5-A of the said Act and on being satisfied that the said land is needed for the said public purpose, vide Notification No. 23/14/2011-RD dated 26-08-2013, issued under Section 6 of the said Act, and published in the Official Gazette, Series II No. 23 dated 05-09-2013, declared tha the said land is required for the said public purpose.

Now, therefore, in exercise of the powers conferred by Section 7 of the Land Acquisition Act, 1894 (Act 1 of 1894), the Government of Goa hereby directs the Collector, North Goa District, Panaji-Goa to take the order for acquisition of the said land.

By order and in the name of the Governor of Goa.

*Anju S. Kerkar*, Under Secretary (Revenue-II).

Porvorim, 19th May, 2014.

### Order

No. 22/14/2013-RD

Government of Goa is pleased to appoint the following Committee under Section 3 of the Land Acquisition (Companies) Rules, 1963, for the purpose of advising the appropriate Government in relation to the acquisition of land under part VII of the Land Acquisition Act, 1894 in respect to the land acquisition for Construction of School Building in the properties under Survey No. 4/18 in Village Cuncolim, Salcete Taluka of Shree Sharda Bal Mandir:

- |                                  |   |           |
|----------------------------------|---|-----------|
| 1. Principal Secretary (Revenue) | — | Chairman. |
| 2. Secretary (Education)         | — | Member.   |
| 3. Collector, South Goa District | — | Member.   |
| 4. Director of Education         | — | Member.   |
| 5. Under Secretary (Rev-I)       | — | Convener. |

By order and in the name of the Governor of Goa.

*Anju S. Kerkar*, Under Secretary (Revenue-I) (Link).

Porvorim, 20th May, 2014.

### Order

No. 23/2/2012-RD

Whereas, the Government of Goa, vide Notification No. 23/2/2012-RD dated 10-07-2012, issued under sub-section (1) of Section 4 of Section of the Land Acquisition Act, 1894 (Act 1 of 1894) (hereinafter referred to as the "said Act"), and published in the Official Gazette, Series II No. 16 dated 19-07-2012, notified that the land specified in the Schedule thereof (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. Land Acquisition for improvement of the existing road and widening of the bottle neck from NH4-A to Gaundalim ferry ramp via Fun School in Corlim Village of Tiswadi Taluka (addl. area) (hereinafter referred to as the "said public purpose");

And whereas, the Government of Goa, considered the report made by the Collector under sub-section (2) of Section 5-A of the said Act and on being satisfied that the said land is needed for the said public purpose, vide Notification No. 23/2/2012-RD dated 02-09-2013, issued under Section 6 of the said Act, and published in the Official Gazette, Series II No. 24 dated 12-09-2013, declared tha the said land is required for the said public purpose.

Now, therefore, in exercise of the powers conferred by Section 7 of the Land Acquisition Act, 1894 (Act 1 of 1894), the Government of Goa hereby directs the Collector, North Goa District, Panaji-Goa to take the order for acquisition of the said land.

By order and in the name of the Governor of Goa.

Anju S. Kerkar, Under Secretary (Revenue-II).

Porvorim, 19th May, 2014.

#### Notification

No. 23/17/2013-RD

Whereas by Government Notification No. 23/17/2013-RD dated 23-06-2013 published at Series II No. 14 of the Official Gazette, dated 04-07-2013 and in two local newspapers namely "Gomantak Times" and "Goa Doot" both dated 30-6-2013 it was notified under Section 4 of the Land Acquisition Act, 1894 (Central Act 1 of 1894) (hereinafter referred to as "the said Act"), that the land specified in the Schedule appended to the said Notification (hereinafter referred to as the said land), was needed for public purpose, viz. Land Acquisition for the implementation of the sewerage scheme for Taleigao, Dona Paula & Caranzalem area in the outskirt of Panaji City-Pumping Station No. 02.

And whereas, the Government of Goa (hereinafter referred to as "the Government") after considering the report made under sub-section (2) of Section 5-A of the said Act is satisfied that the land specified in the Schedule hereto is needed for the public purpose specified above (hereinafter referred to as "the said land").

Now, therefore, the Government hereby declares under the provisions of Section 6 of the said Act that the said land is required for the public purpose specified above.

The Government also hereby appoints under clause (c) of Section 3 of the said Act, the Dy. Collector (LA), North Goa District, Panaji-Goa, to perform the functions of the Collector, for all proceedings hereinafter to be taken in respect of the said land.

A plan of the said land can be inspected at the office of the Dy. Collector (LA), North Goa District, Panaji-Goa, till the award is made under Section 11.

#### SCHEDULE (Description of the said land)

Taluka: Tiswadi

City: Panaji-City

P. T. Sheet No./ Chalta No.	Name of the person believed to be interested	Area in sq. mts.
1	2	3
165/2 part	1. Mrs. Kranti Veereshwara Rao.	160
		Total: 160

By order and in the name of the Governor of Goa.

Anju S. Kerkar, Under Secretary (Revenue-II).

Porvorim, 19th May, 2014.

#### Notification

No. 22/06/2012-RD

Whereas by Government Notification No. 22/06/2012-RD dated 25-04-2013 published on page 128-129 Series II No. 5 of the Official Gazette dated 02-05-2013 and in two newspapers (1) "Herald" and (2) "Sunaparant" both dated 01-05-2013 it was notified under Section 4 of the Land Acquisition Act, 1894 (Central Act 1 of 1894) (hereinafter referred to as "the said Act"), that the land specified in the Schedule appended to the said Notification (hereinafter referred to as the said land), was needed for public purpose, viz. Land Acquisition for construction of Handball Stadium at Fatorda, Margao, for hosting of the 36th National Games, 2014.

And whereas, the Government of Goa (hereinafter referred to as "the Government") after considering the report made under sub-section (2) of Section 5-A the said Act is satisfied that the land specified in the Schedule hereto is needed for the public purpose specified above (hereinafter referred to as "the said land").

Now, therefore, the Government hereby declares under the provisions of Section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government also hereby appoints under clause (c) of Section 3 of the said Act, the Dy. Collector (LA), Collectorate of South Goa, Margao to perform the functions of the Collector, for all proceedings hereinafter to be taken in

respect of the said land and directs him under Section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the office of the Dy. Collector (LA), Collectorate of South Goa, Margao, till the award is made under Section 11.

## SCHEDULE

(Description of the said land)

Taluka: Salcete

City: Margao

Survey No./ Sub. Div. No.	Names of the persons believed to be interested	Approx. area in sq. mts.
1	2	3
111 2/1	H: Comunidade de, Margao. T: Martinho Soares.	943
2/2	H: Comunidade de, Margao. T: Rosario Furdato.	986
2/3	H: Comunidade de, Margao. T: Caisano Felipe Soares.	979
2/4	H: Comunidade de, Margao. T: Piedade Soares.	1012
2/5	H: Comunidade de, Margao. T: Maria Angelica Barretto.	156
2/6	H: Comunidade de, Margao. T: Caesan Felipe Soares.	146
2/7	H: Comunidade de, Margao. T: Maria Angelica Barretto.	139
2/8	H: Comunidade de, Margao. T: Rosario Furdato.	139
2/9	H: Comunidade de, Margao. T: Caelano Felipe Soares.	108
2/10	H: Comunidade de, Margao. T: Caclano Felip Soares.	122
2/11	H: Comunidade de, Margao. T: Maria Angelica Barretto.	119
2/12	H: Comunidade de, Margao. T: Rosario Furtado.	117
2/13	H: Comunidade de, Margao. T: Caetano Felip Soares.	51
2/14	H: Comunidade de, Margao. T: Caetano Felip Soares.	44
111 3/1	H: Comunidade de, Margao. T: Paulo Braganza.	694
3/2	H: Comunidade de, Margao. T: Sebastiao Soares.	75
3/3	H: Comunidade de, Margao. T: Sebastiao Soares.	94
3/4	H: Comunidade de, Margao. T: Sebastiao Soares.	550

1	2	3
3/5	H: Comunidade de, Margao. T: Paulo Braganza.	503
3/6	H: Comunidade de, Margao. T: Sebastiao Soares.	566
3/7	H: Silva. T: Paulo Braganza.	618
3/8	H: Silva. T: Sebastiao Soares.	684
3/9	H: Comunidade de, Margao. T: Provisional.	624
111 4/1	H: Comunidade de, Margao. T: Pascoal Miranda.	312
4/2	H: Comunidade de, Margao. T: Candida Vaz.	60
4/3	H: Comunidade de, Margao. T: Pascoal Miranda.	121
4/4	H: Comunidade de, Margao. T: Candida Vaz.	119
4/5	H: Comunidade de, Margao. T: Pascoal Miranda.	310
4/6	H: Comunidade de, Margao. T: Pascoal Miranda.	320
4/7	H: Comunidade de, Margao. T: Candida Vaz.	320
4/8	H: Comunidade de, Margao. T: Candida Vaz.	377
4/9	H: Comunidade de, Margao. T: Pascoal Miranda.	365
4/10	H: Comunidade de, Margao. T: Pascoal Miranda.	354
4/11	H: Comunidade de, Margao. T: Candida Vaz.	328

## Boundaries :

North : Nala.

South : Nala, P.T.S. No. 111, Chalta  
No. 4 Sub-Division 12.East : P.T.S. No. 111, Chalta No. 3,  
Sub-Division 10, P.T.S. No. 111,  
Chalta No. 4, Sub-Division 12.West : P.T.S. No. 111, Chalta No. 1,  
Sub-Division 10.

Total: 12455

By order and in the name of the Governor  
of Goa.Anju S. Kerkar, Under Secretary (Revenue-I)  
(Link).

Porvorim, 22nd May, 2014.

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